

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<i>In re</i> Application of:	§	Confirmation No. 2666
Bloom and Amelio	§	
	§	Group Art Unit: 1636
Application No.: 10/590,136	§	
	§	Examiner: HIBBERT, Catherine S.
Filed: November 22, 2006	§	
	§	Customer No. 27683
For: INSULATED HERPES VIRUS-DERIVED GENE	§	
EXPRESSION CASSETTES FOR SUSTAINED	§	Attorney Docket No. <b>36689.259</b>
AND REGULATABLE GENE EXPRESSION	§	

**RESPONSE TO OFFICE ACTION (ELECTION OF SPECIES) DATED APRIL 27, 2010**

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

A response to the Non-Final Office Action ("the Action") dated April 27, 2010 (for which the shortened statutory period for reply ends on May 27, 2010) is submitted herewith; the Examiner is respectfully requested to consider the remarks and enter the election made therein.

Although it is Applicants' belief that no fees are due in connection with the present submission, should any fees be due, the Commissioner is authorized to charge the fees (or credit any overpayment) to Haynes and Boone, LLP's Deposit Account No. 08-1394, Order No. 36689.259.